

CLASSIFICATION OFFICE DECISION

Title of publication: 270x330_34822773f07fe97ee6e1.jpg

Other known title(s): Not stated

OFLC ref: 1700120.043

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Wellington District Court

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 18 May 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

Summary of reasons for decision:

The computer image file depicts a very young girl engaged in a sexual act with a man. The photo is visual evidence of sexual abuse. It promotes and supports the exploitation of children for sexual purposes in terms of s3(2)(a) and sexual violence in terms of 3(2)(b) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). It is therefore deemed to be objectionable. While the classification interferes with the right to freedom of expression as per the New Zealand Bill of Rights Act 1990, it is consistent with Parliament's intention that publications falling under s3(2)(a) of the FVPC Act are deemed objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.